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 COUNTY OF SANTA CLARA

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 (San José Division)

CALVARY CHAPEL SAN JOSE, et al.,

Plaintiffs,

v.

COUNTY OF SANTA CLARA,

Defendant.

No. 20-CV-03794 BLF

**JOINT STIPULATION TO EXTEND
 EXPERT DISCOVERY DEADLINES; AND
~~PROPOSED~~ ORDER**

AS MODIFIED BELOW

JOINT STIPULATION

Pursuant to Civil Local Rule 6-2, the parties hereby agree and stipulate to the following extension of the expert discovery deadlines in the above-captioned matter in order to permit the parties to continue to explore settlement with the assistance of Magistrate Judge Laurel Beeler and to accommodate the schedules of counsel and the witnesses who the parties expect will be deposed.

WHEREAS the current deadline for the disclosure of rebuttal expert reports is December 2, 2022, and the overall deadline for expert discovery as stipulated to by the parties and ordered by the Court on April 9, 2021 (ECF 83) is December 16, 2022;

WHEREAS the parties have engaged in reasonably diligent efforts and expert discovery is underway with initial disclosures and reports exchanged on November 10, 2022;

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1 WHEREAS the parties are currently engaged in settlement discussions before Judge Beeler,
2 and their next settlement conference is scheduled for November 29, 2022;

3 WHEREAS the parties believe that extending the time for expert discovery would help
4 facilitate the parties' settlement discussions;

5 WHEREAS the parties also believe that extending the time for expert discovery would help
6 the parties and their counsel to accommodate the schedules of the disclosed witnesses and counsel at
7 this time of year, when scheduling is difficult;

8 WHEREAS the parties agree to extend the deadline for the disclosure of rebuttal reports to
9 December 30, 2022, and the overall deadline for expert discovery to January 20, 2023;

10 WHEREAS there is good cause to extend the expert discovery deadlines to facilitate settlement
11 discussions and to accommodate the schedules of the deponents and counsel;

12 WHEREAS the parties have previously stipulated to and otherwise sought modifications to
13 briefing schedules, filing and response deadlines, discovery deadlines, and the ADR deadline. *See,*
14 *e.g.*, ECF 52, 77, 100, 103, 107, 118, 142, 148, 168, 180, 216, 218, 228; and

15 WHEREAS the parties do not expect the agreed-upon extension to affect the overall schedule
16 for the case apart from the expert discovery deadlines.

17 Accordingly, for good cause shown, the parties stipulate and respectfully request the Court
18 enter an order extending the expert discovery deadlines as set forth above and in the ~~proposed~~ order
19 submitted herewith.

20 IT IS SO STIPULATED.

21 Dated: November 28, 2022

JAMES R. WILLIAMS
County Counsel

23 By: /s/ Robin M. Wall

24 ROBIN M. WALL
Deputy County Counsel

25 Attorneys for Defendant
26 COUNTY OF SANTA CLARA
27
28

1 Dated: November 28, 2022

TYLER & BURSCH, LLP

3 By: /s/ Mariah Gondeiro

MARIAH GONDEIRO

Attorneys for Plaintiffs
CALVARY CHAPEL SAN JOSE and
MIKE MCCLURE

8 **CERTIFICATION**

9 Pursuant to Civil Local Rule 5-1(i)(3), I attest that the concurrence of Mariah Gondeiro in the
10 filing of this stipulation has been obtained.

11 Dated: November 28, 2022

12 By: /s/ Robin M. Wall

ROBIN M. WALL

Deputy County Counsel

17 **~~[PROPOSED]~~ ORDER**

18 The Court, having reviewed the parties' Joint Stipulation, and good cause appearing therefor,
19 IT IS HEREBY ORDERED that the deadline for the disclosure of rebuttal reports is extended to
20 December 30, ²⁰²²~~2002~~, and the deadline to complete expert discovery is extended to January 20, 2023.

21 PURSUANT TO STIPULATION, IT IS SO ORDERED.

22 Dated: November 28, 2022


The Honorable Beth Labson Freeman
United States District Judge

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